

EXHIBIT C

John M. LaRosa, Esquire

From: "Stephen J. Neuberger" <SJN@neubergerlaw.com>
To: "Thomas S. Neuberger" <TSN@neubergerlaw.com>; "Cheryl Hertzog" <CherylH@neubergerlaw.com>; "John M. LaRosa, Esquire" <JLR@LaRosaLaw.com>
Sent: Monday, November 26, 2007 1:03 PM
Subject: FW: Tobin v. Gordon

-----Original Message-----

From: DiBianca, Margaret [mailto:mdibianca@ycst.com]
Sent: Monday, November 26, 2007 12:49 PM
To: Stephen J. Neuberger
Cc: Bowser, William; kjennings@ojlaw.com; ceb@cebutler.com; Wilson, Gregg
Subject: Tobin v. Gordon

Good afternoon.

I am writing in regards to the proposed scheduling order you forwarded before the holiday in the above-referenced matter.

> As you may know, the Defendants filed a Motion to Dismiss, which, in
> part, was based on grounds of qualified immunity in a related matter,
> Jamison v. Gordon. We expect to likely do the same for the Riddell
> and Tobin cases. Due to the qualified immunity issues, we will ask
> the Court to refrain from issuing a scheduling order until those
> motions have been decided.
>
> If you are amenable, Defendants would agree to Judge Thygne's
> jurisdiction if Plaintiff would agree to submit a jointly proposed
> briefing schedule in lieu of the proposed scheduling order.
>
> Please let me know if Plaintiff may be interested in such an
> agreement.
>
> Thank you,
>
> Molly DiBianca
>
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